U.S. Army Corps of Engineers					
DISTRICT OFFICE: FILE NUMBER:	FORT WORTH 200400345				
PROJECT LOCATIO	N INFORMATION:				
State:	Texas				
County:	COLLIN				
	nates of site (latitude/longitude):	033-2-33	60.006.50.19.20		
Annrovimate	size of area (parcel) reviewed, in-	obsellaa ua	(ands: 2 come		
	est waterway: unnamed tributary		ands. 3 acres.		
Name of water					
JURISDICTIONAL D	FTERMINATION				
Completed:	Desktop determination	[]	Date:		
compicica.	Site visit(s)	[ X]			
	She vish(s)	[ \( \) ]	Date(s): September 9, 2004		
Jurisdictiona	Determination (JD):				
[] Approved 1 Check all th [] There ar within the [] There ar reviewed	e "navigable waters of the Unitede reviewed area. Approximate si e "waters of the United States" (a area. Approximate size of jurisd	I States" (a ze of jurisc as defined b lictional ar	s defined by 33 CFR part 329 and associated guidance) lictional area:  by 33 CFR part 328 and associated guidance) within the ea:		
[] There are	e isolated, non-navigable, intra- Decision supported by SWANCC	- <i>state wate</i> /Migratory	rs or wetlands" within the reviewed area.  Bird Rule Information Sheet for Determination of No Jurisdi	ction.	
A. Waters def [] The present	FIONAL DETERMINATION: ined under 33 CFR part 329 as the of waters that are subject to the part may be susceptible for use to the susceptible for use t	e ebb and f	le waters of the United States": low of the tide and/or are presently used, or have been used terstate or foreign commerce.		
[](1) The pres interstate [](2) The pres [](3) The pres	or foreign commerce, including a sence of interstate waters including sence of other waters such as intr	tly used, o all waters v ng interstat astate lake:	r were used in the past, or may be susceptible to use in which are subject to the ebb and flow of the tide.		

destruction of which could affect interstate commerce including any such waters (check all that apply):

[] (i) which are or could be used by interstate or foreign travelers for recreational or other purposes.

[] (ii) from which fish or shellfish are or could be taken and sold in interstate or foreign commerce.

[] (iii) which are or could be used for industrial purposes by industries in interstate commerce.

[] (4) Impoundments of waters otherwise defined as waters of the US.

[X] (5) The presence of a tributary to a water identified in (1) - (4) above.

[] (6) The presence of territorial seas.

[] (7) The presence of wetlands adjacent2 to other waters of the US, except for those wetlands adjacent to other wetlands.

Rationale for the Basis of Jurisdictional Determination (applies to any boxes checked above). If the jurisdictional water or wetland is  $not\ itself\ a\ navigable\ water\ of\ the\ United\ States,\ describe\ connection (s)\ to\ the\ downstream\ navigable\ waters.\ If\ B(1)\ or\ B(3)\ is\ used\ as\ the$ Basis of Jurisdiction, document navigability and/or interstate commerce connection (i.e., discuss site conditions, including why the waterbody is navigable and/or how the destruction of the waterbody could affect interstate or foreign commerce). If B(2, 4, 5 or 6) is used  $as the \ Basis \ of \ Jurisdiction, \ document \ the \ rationale \ used \ to \ make \ the \ determination. \ If \ B(7) \ is \ used \ as \ the \ Basis \ of \ Jurisdiction, \ document$ the rationale used to make adjacency determination: Unnamed tributary eventually drains to Indian Creek whih drains to the Elm Fork Trinity River.

Lateral Extent of Jurisdiction: (Reference: 33 CFR parts 328 and 329)					
[X] Ordinary High Water Mark indicated by:	[] High Tide Line indicated by:				
[] clear, natural line impressed on the bank	[] oil or scum line along shore objects				
[X] the presence of litter and debris	[ I fine shell or debris denosits (foresh				

Ç <b>a</b>	200 <del>0   220   200</del>		2
	[] changes in the character of [X] destruction of terrestria [X] shelving [] other:		[ ] physical markings/characteristics [ ] tidal gages [ ] other:
	[] Mean High Water Mark ind [] survey to available datum		[] vegetation lines/changes in vegetation types.
	[] Wetland boundaries, as sho	wn on the attached wetla	and delineation map and/or in a delineation report prepared by:
	[] The Corps has made a case-the United States: [] Waste treatment systems, [] Artificially irrigated areas [] Artificial lakes and ponds retain water and which arrice growing. [] Artificial reflecting or sw by excavating and/or dikin [] Water-filled depressions the purpose of obtaining f abandoned and the resulti 328.3(a). [] Isolated, intrastate wetland	entirely of uplands.  ence of waters in 33 CFR oprove jurisdiction on the especific determination the including treatment por s, which would revert to s created by excavating a e used exclusively for su rimming pools or other s ing dry land to retain wat created in dry land incid fill, sand, or gravel unles ing body of water meets and with no nexus to inter	e basis of 33 CFR part 328.3(a)(3).  nat the following waters present on the site are not Waters of ads or lagoons, pursuant to 33 CFR part 328.3.  upland if the irrigation ceased.  und/or diking dry land to collect and ch purposes as stock watering, irrigation, settling basins, or mall ornamental bodies of water created er for primarily aesthetic reasons.  ental to construction activity and pits excavated in dry land for s and until the construction or excavation operation is the definition of waters of the United States found at 33 CFR
	[] Non-tidal drainage or irri [] Other (explain):	gation ditches excavated	on dry land. Explain rationale:
DATA	REVIEWED FOR JURSIDIC 1  [] Maps, plans, plots or plat su [] Data sheets prepared/submir [] This office concurs with the concurs of	abmitted by or on behalf ted by or on behalf of the delineation report, datur with the delineation recorps.  dies: drologic Atlas: 5 Minute Topographic reflection of Minute Historic quadran Minute Historic quadran Conservation Service Sory maps: Hebron or maps: Jame & Date): Jame & Date &	of the applicant. are

Wetlands are identified and delineated using the methods and criteria established in the Corps Wetland Delineation Manual (87 Manual) (i.e., occurrence of hydrophytic vegetation, hydric soils and wetland hydrology).

<sup>&</sup>lt;sup>2</sup>The term "adjacent" means bordering, contiguous, or neighboring. Wetlands separated from other waters of the U.S. by man-made dikes or barriers, natural river berms, beach dunes, and the like are also adjacent.